

04-26-06

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## PART B - FEE(S) TRANSMITTAL

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CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

25181 7590 01/31/2006

**FOLEY HOAG, LLP**  
**PATENT GROUP, WORLD TRADE CENTER WEST**  
**155 SEAPORT BLVD**  
**BOSTON, MA 02110**

04/27/2006 WABDELR3 00000101 10612224

01 FC:2501 700.00 OP  
 02 FC:1504 300.00 OP

03 APPN NO.	FILING DATE 30.00 OP	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/612,224	07/01/2003	Phillip R. Cunningham	WSS-597.01	5754
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**TITLE OF INVENTION: METHODS AND COMPOSITIONS FOR THE IDENTIFICATION OF ANTIBIOTICS THAT ARE NOT SUSCEPTIBLE TO ANTIBIOTIC RESISTANCE**

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$700	\$300	\$1000	05/01/2006
EXAMINER		ART UNIT	CLASS-SUBCLASS		
AKHAVAN, RAMIN		1636	435-006000		

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).	2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.
<input type="checkbox"/> Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached. <input type="checkbox"/> "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.	1 <u>Foley Hoag LLP</u> 2 <u>DeAnn F. Smith</u> 3 _____

## 3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

## (A) NAME OF ASSIGNEE

Wayne State University

## (B) RESIDENCE: (CITY and STATE OR COUNTRY)

Detroit, Michigan

Please check the appropriate assignee category or categories (will not be printed on the patent):  Individual  Corporation or other private group entity  Government

## 4a. The following fee(s) are enclosed:

Issue Fee  
 Publication Fee (No small entity discount permitted)  
 Advance Order - # of Copies 10

## 4b. Payment of Fee(s):

A check in the amount of the fee(s) is enclosed.  
 Payment by credit card. Form PTO-2038 is attached.  
 The Director is hereby authorized to charge the required fee(s), or credit any overpayment, to Deposit Account Number 06-1448 (enclose an extra copy of this form).

## 5. Change in Entity Status (from status indicated above)

a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.  
 b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature DeAnn F. Smith

Date April 25, 2006

Typed or printed name DeAnn F. Smith, Esq.Registration No. 36,683

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

P. R. Cunningham

Application No: 10/612,224

Filed: July 1, 2003

For: METHODS AND COMPOSITIONS FOR THE  
IDENTIFICATION OF ANTIBIOTICS THAT ARE  
NOT SUSCEPTIBLE TO ANTIBIOTIC  
RESISTANCE

Art Unit: 1636

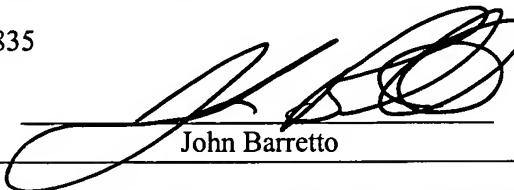
Attorney Docket No.: WSS-597.01

Examiner: Akhavan, R.

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450:

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John Barretto

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Sir:

In response to the Notice of Allowance dated January 1, 2006 for the above-referenced application, enclosed is a check in the amount of \$1,030.00 as payment for the issue fee (\$700.00), publication fee (\$300.00), and request for 10 soft copies of the patent (\$30) for a Small Entity. An original and one copy of Form PTOL-85B are also enclosed.

Although we believe that we have appropriately provided for any fees due in connection with this submission, the Commissioner is authorized to credit any overpayment or charge any deficiencies to/from our **Deposit Account No. 06-1448, Ref. WSS-597.01**.

Respectfully Submitted,



Date: April 25, 2006

**Customer No: 25181**

Patent Group  
Foley, Hoag LLP  
155 Seaport Blvd.  
Boston, MA 02210-2600

DeAnn F. Smith, Esq.  
Reg. No. 36,683  
Attorney for Applicant

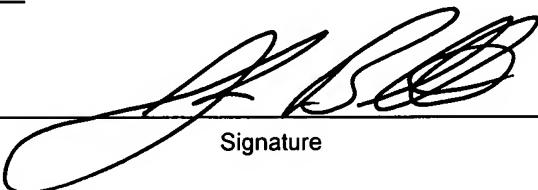
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